G R S App [IX 4]

1941-42 (Municipal)

File No 111-41

Previous References

Serial Nos 142-145

Later References
Nil 67-46 (20, 21)

GENERAL AND REVENUE SECRETARIAT

Serial Nos Four

Part B for June 1943

SUBJECT

Bye laws of the Mandya municipality for regulating the sale of Tobacco

145- To The Dy Commr, Mandya Dis
The Comptroller
NO L 12218-9 Dy 16-6-43
A/B proves of the Bye laws

Serial No

Letter no AS: 2135/41-42 dated 1-4-42 from the Deputy Commissioner, Mandya Dist., requesting, among others, Sanction to the bye-laws for regulating Sale of tobacco, framed by the Mandya Town municipal Council

The bye-laws for regulating the Sale of tobacco are framed under Section 48 (1) (c) of the Mysore Town Municipalities Act, 1933

The required formalities have been observed

3 Action is being taken separately in respect of the other bye-laws referred to in the P U D

4 The remarks of the Director of Industries and Commerce may be obtained unofficially, if necessary

5 Pl. verify with the bylaws under subject and process thereafter

6 As a copy of the bye-laws of the Bangalore City Municipality is not available in this office, a demi-letter requesting to the Md. Comr., Bangalore City

NOTE—Contn Sheet

WD 04155—GPB—55 000—23 10 41

Bye-laws of the Mandya Town Municipality for the regulation of the Sale of tobacco

File No 905/L of 1942

General and Revenue Secretariat

Serial No

Municipality submitted Bye-laws for the Sale of Tobacco to the Mysore Government for approval

2/8/42

3/8 Returned the copy of the bye-laws with the following remarks

1) Bye-laws not typed

2) A typed copy of the Bye-laws is awaited

6/8 3) In the bye-laws, no distinction is made between Wholesale & retail dealers of tobacco & as the licence fee levied is a mere nominal one it appears to be better to do away with the registration

Returned with a draft letter for approval

7/8/42

To the Dy Commr, Mandya Dt

No 1830 Dy 10-8-42

Requests him to place the Bye-laws before the Municipal Council for their reconsideration

23/8

Letter No AS-2135/41-42 dated 29-4-43 from the Deputy Commissioner, Mandya asking for furnishing further information in the matter.

Bye-laws for regulating the Sale of
6668/2 tobacco in the Mandya Town Municipality

General and Revenue Secretariat | ML File No | of 1942 | [App F III-2

Serial No	
	(3) It is reported that there are no Whole Sale dealers in Tobacco in Mandya Town and hence no distinction is made between the Wholesale and retail dealers and that the Sale of Re 1 proposed to be levied as license fee is reasonable
Flag X	(4) In the circumstances reported the bye-laws in question may perhaps be approved
	(5) Submitted with refce to para 10 Supra Dft Bye laws 27543 The bylaws in force in Bangalore etc in this respect are found in Flag I The draft bylaws in Flag X now recd from the Mandya Municipal are framed on the above basis They may perhaps be approved
4	

SECY LAW DEPT 1943 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H Date 31 5 43 No 9721

Law Secy 28/5/43

Minister's views recd

Secd 29-5-43

Law 1-6-43

3 6 43

Secd 5-6-43

Draft G.O. Submitted

Draft G.O. Submitted 5/6/43

NOTE—Cont Sheet

WD C41 5—GPB—55 000—03 10 41

6/6/43

Secy Law

File No | of 194 | General and Revenue Secretariat

Serial No

To

The Dr Mandya Dist-

The Comptroller

No L 12218-9 dt 16-6-43

Sanctions for recommendation

of the D C.

B

JAN

617

M 111-41-142

Letter No./5.2135/41-42 dated 1st April 1942, from the Deputy Commissioner, Mandya District, to the Secretary to Government, Development Department, Bangalore.

Subject:- Bye-laws framed by Mandya Town Municipal Council.

I have the honour to state that the Mandya Municipal Council propose to introduce the marginally noted Bye-laws into the municipality notification inviting objections if any, to the introduction of the Bye-laws has been duly publish ed on 19-10-41. As no objection were received, the subject was placed before the Council at their meeting held on 30th November 1941 and a resolution to the effect that sanction of Government may kindly be obtained to the Bye-laws has been recorded.

I request you, in the circumstances, kindly obtain sanction of Government for the above bye-laws as proposed by the Council.

A copy of each of the bye-laws together with a copy of the resolution and the published notification are herein enclosed for kind perusal.

1. Bye-laws for regulating Dangerous and offensive trades.
2. Information regarding vehicles.
3. Bye-laws for regulating sale of tobacco
4. Vehicle - Bye-laws.

"Copy"

M.M.P.4.

Appendix F G —1]

SUBJECT

Section ML
File No 111-41
Serial No 443

Diary No of letter replied to

No L 1830

To

General and Revenue Secretariat

( )

the *194*

The Dy Commr, Mandya Dt

Sir

Date of issue 10 8 42

with reference to your letter no A5 2135/41-42 dt 1-4-42 forwarding for approval Byelaws framed by the Mandya Town mcl, for regulating the sale of tobacco, I am directed to state that from the Byelaws, it is seen ~~that~~ That no distinction is made between wholesale and retail dealers of tobacco & that the license fee levied therefor is only a rupee which

Signed by Ar G R Rao

List of enclosures

Copied by W 10/8/42

Examined by

WD 04161—GPB—60 000—24 10 41

is matter low.

I am therefore to request you to place the Bye laws once again before the Mc. Cl. for their reconsideration in the light of the facts stated above ~~attention is~~ In this connection I am to point out that attention is drawn to the Govt of India Resolution No 85 of the 7th Feb 1923 in which it was laid down etc

For Secy to Govt
Edn Deptt
7/8.

No A5- 2135/41-42

Office of the Deputy Commissioner,
Mandya District,
Dated, Mandya, the 29th April '43

PL 111-41-144

GEN & REV SEC 6668 Apr 1943 LSG BRANCH

From

Mir Safdar Hussain, Esq , B A ,
Deputy Commissioner, Mandya District,
Mandya

To

C Narayanaswamy Naidu, Esq , B A , B L ,
Secretary to government, Law Department,
Bangalore

Sir,

Subject Bye Laws regulating the sale of Tobacco within the Mandya Municipal limits

- - -

With reference to your letter No L 1830/42 dated 10-8-42 calling for further information on the above subject, I have the honour to state that the President, Mandya Town Municipality reports that the above Byelaws are framed on the basis of the Bye laws sanctioned in Mysore City Municipality, that there are no whole sale dealers in Tobacco in Mandya Town, and hence no distinction is made between the wholesale & retail dealers and that the rate of Re 1/- proposed to be levied is appropriate

The Bye law committee to whom the subject had been referred to are of opinion that considering the sale of Tobacco in Mandya Town the rate of Tax proposed is reasonable

In the circumstances, I request you kindly to obtain sanction of Government for the Byelaws

A copy of the resolution of the Municipal Council and of the Bye Law Committee are enclosed for kind reference

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mandya District

SC

Proceedings of the, Mandya
Town Municipal Council, held on
Tuesday the 20th April 1943 at 9A M.

Present
19.

Absent
9

Subject No 274.- ತಾರೀಖು 21-3-43ರಲ್ಲಿ ನಡೆದ ಪುನರಪಿ ವಿಚಾರಣೆಯಲ್ಲಿ ತೀರ್ಮಾನಿಸಿದಂತೆ, 29-3-43ರಲ್ಲಿ ಮಂಡ್ಯ ಪುರಸಭೆಯ ಪುನರಪಿ ವಿಚಾರಣೆಯನ್ನು ಮಾಡಿಕೊಳ್ಳಲು ಬಂದಿದ್ದ ಪರಿಶೀಲನಾಧಿಕಾರಿಗಳಾದ ಶ್ರೀ ಎಂ.ಎಸ್.ಸುಬ್ಬಣ್ಣಯ್ಯನವರು ಕೊಟ್ಟಿರುವ ವರದಿಯನ್ನು ಓದಿ ವಿಚಾರಿಸಲಾಯಿತು.

Resolved.- ಈ ವರದಿಯನ್ನು ಮಂಜೂರು ಮಾಡಲಾಯಿತು.

× ×

Sd/- M.S. Subbanna Iyer
President

Copy
[illegible]
President
Town Municipal Council
Mandya

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 16/6 19

Signed by G.N.S. Rao

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

Section IM

File No 111-41

Serial No 145

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—

Correspondence ending with letter no AS-2135/41-42 dated 29-4-43 from the D C Mandya first requesting sanction to the bye-laws framed, under Section 48 (1) (K) of the Mysore Town Municipalities Act, 1933, Order thereon —No by the Mandya Town M C C regulating for the Sale of tobacco at the place

order no L 12218-9

The bye-laws are appd and appended to this order

for Secy to Govt Law Dept.

To

The D C Mandya &c.

The Comptr-IIr & C-Cr

List of Enclosures

Copied by

Examined by

WD 03696—GPB—30 000--2 2 40

2 Copies

BYE-LAWS FRAMED UNDER SEC 48 (1) K OF THE TOWN MUNICIPALITY ACT 1933 BY MANDYA TOWN MUNICIPAL COUNCIL

---

1 Article for which license to be obtained -

It shall not be lawful for any person to sell, tobacco in any form liable to octroi duty without a license

For ~~which~~ purpose of this bye-laws, the license fees per annum (Official Year) shall be one Rupee

2 The conditions Subject to which license is granted shall be as in the form appended

3 It shall be competent for the President to grant, suspend, withhold, withdraw or refuse license under these rules

4 It shall not be lawful for any person to import, keep, sell or offer for sale tobacco in any form for which a license is required under these bye-laws after such license is refused, suspended, withdrawn or cancelled

5 Penalties for infringements - Any person infringing these bye-laws shall be liable, on conviction before a magistrate, to a fine not exceeding Rs 20/- and to a further fine not exceeding Rs 5/- for every day after such ~~x~~ conviction during which such infringement continues, ~~provided that the total amount xxx shall infringement continues,~~ provided that the total amount shall not exceed ~~to~~ Rs 50/-

LICENSE

Name of license holder

Residence

Name of Vendor

Residence

From Secy to Govt
Law Dept

You are hereby authorised to store and vend, subject to the provisions of this license tobadco in any form on the premises no within the Municipal limits of the Mandya Town

1 That the said premises may be inspected by any octroi officer at any time in the manner prescribed by the Bye-laws

2 That all the tobacco in the said premises and purchased or sold by you shall have paid duty or shall ~~be~~ have been purchased from a duly licensed Vendor

3 That no tobacco will be permitted to be stored or sold in any other than licensed premises and any tobacco found in an unlicensed premises will be considered as contraband and treated accordingly

4 That this license shall only be inforce for twelve months Viz from 1st July 1941 to 30th June 1942 and that it shall be exhibited to any octroi officer when he shall lawfully call for the same

5 That this license be not transferrable by sale, gift, mortagage or otherwise and that no persons except such as are named herein shall have power to act under it

6 The license holder is required within 15 days from the date of the issue of this license to have a sign board put up in a conspicuous part of the premises occupied by him with the following inscription ligibly painted thereon in Kanarese

Number of license
Name

7 That when by this license you are authorised to vend tobacco in any form an account shall be kept by you of all stock of tobacco purchased & sold and that such account shall be open to inspection by any octroi officer above the grade of a peon

8 , That this license shall be liable to suspension or ~~for future~~ forfeiture for breach of any of the conditions of the octroi Bye-laws